Court No.2

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 1306 of 2005 (S/S)

(1) Shiv Prasad, son of Sri Hari Shankar
at present working as Lab Technician,
S.P.S. Govt. Hospital, Rishikesh, Dehradun.

(2) Satya Prakash Bharti, son of Sri Gajai Ram,
at present working as Lab Technician, S.P.S. Govt. Hospital,
Rishikesh, Dehradun.

(3) Staya Nam, son of late Sri Gaya Deen,
at present working as Lab Technician,
PHC Rekhari Khal, Pauri Garhwal.

(4) Amarti Lal, son of Sri Bhola,
at present working as Lab Technician,
Govt. Combined Hospital, Kotdwar, Pauri Garhwal.

(5) Shiv Pratap Singh, son of Sri Ram Chandra Singh,
at present working as Lab Technician, P.P.C.
Unit Barkot, District - Uttarkashi.

(6) Mewa Ram, son of Sri Ramjeet,
at present working as Lab Technician,
District Leprosy Office, Haridwar, District-Haridwar.

(7) Ram Prakash Singh, son of Sri Rajendra Singh,
at present working as TBHV, District TB
Centre Narendra Nagar, Tehri Garhwal.

(8) Rakesh Chandra, son of Sri Ram Bharose lal,
at present working as TBHV, District
TB Centre Haridwar, District-Haridwar.

(9) Deep Chand Singh, son of Sri Jagat Narayan Singh,
at present working as Pharmacist PHC
Bahadarabad, Haridwar.

.....Petitioners

V e r s u s

(1) State of Uttaranchal through Principal
Secretary, Medical Health & and Family
Welfare, Uttaranchal Shashan, Dehradun.

(2) Director General, Medical Health & Family Welfare, Uttaranchal, Dehradun.

(3) State of U.P. through its Principal Secretary, Medical Health and Family Welfare, U.P. Shashan, Lucknow.

(4) Director General, Medical Health & Family Welfare, U.P., Lucknow.

(5) Member Secretary, Rajya Paramarshiya Samiti Evem Principal Secretary, U.P. Shashan, Lucknow.

.....Respondents

Hon'ble P.C. Verma, J.

Heard Sri M.C. kandpal, learned senior counsel for the petitioner and learned standing counsel appearing on behalf of the respondents.

The petitioners have filed this petition seeking writ of mandamus to command the respondents /authorities to relieve the petitioners for the State of U.P. on the basis of option filed by them.

Learned counsel for the petitioners has submitted that petitioners are domicile of State of U.P. and they have opted for the State of U.P. but they are not being relieved by the authorities concerned.

In view of the above, if the petitioners have finally been allocated to the State of U.P. by the Government of India, the authorities concerned are directed to relieve the petitioners for State of U.P. within a period of one month from the date of production of certified copy of this order.

With the aforesaid observation, the writ petition is disposed of finally.

(P.C. Verma,J.)
19.11.2005

P.Singh